

### **REMARKS**

Applicant has amended claims 1, 2, 5, 6 and 11 and added new claims 12-31. As a result, claims 1-31 are now pending in this application.

Claim 1, as amended, now recites "...means for causing the scan module to scan the image from an original of any size..." The Jamzaheh device teaches a scanner that scans "...images as well as text and graphics from a fixed format film, typically 35mm film." Thus the Jamzaheh device is set up for a single sized original of a single type of format rather than an image from an original of any size. Accordingly, claim 1 is not anticipated by the Jamzaheh reference because each and every element as set forth in the claim is not found, either expressly or inherently described, in the Jamzaheh reference. Claim 4 depends directly from claim 1 and include all the limitations of claim 1. As a result, claim 4 is also not anticipated by the Jamzaheh reference.

Claim 6 now recites scanning "...the image from an original of a plurality of sizes..." The Jamzaheh reference does not anticipate the claim as now amended. The Jamzaheh device teaches a scanner that scans "...images as well as text and graphics from a fixed format film, typically 35mm film." Thus the Jamzaheh device is set up for a single sized original of a single type of format rather than an image from an original of any size. Accordingly, claim 6 is not anticipated by the Jamzaheh reference. Claim 9 depends directly from claim 6 and include all the limitations of claim 6. As a result, claim 9 is also not anticipated by the Jamzaheh reference.

Claims 2 and 3 depend from claim 1 and includes the recitations of claim 1. Therefore, as now amended, claims 2 and 3 require "...means for causing the scan module to scan the image from an original of any size..." In addition, claim 2 also recites "...a Photo Package entry to be selected, wherein the Photo Package entry has a preset number of copies of a selected size..." The references cited do not appear to teach or suggest these limitations and therefore claims 2 and 3 are now patentable over the prior art. Claim 5 now recites "...wherein sets of standard photo sizes are programmably stored in the means." The references cited teach more flexible systems where the user selects any number of a particular sized finished "photos" as output. As a result, claims 5 is now patentable over the prior art cited.

Each of the new claims presented include limitations not found in the art cited.

PRELIMINARY AMENDMENT

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Serial Number: Unknown

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Title: DIGITAL COPYING MACHINE INCLUDING PHOTO FEATURES FUNCTION

Furthermore, support can be found for each of the new claims presented. Accordingly,

Applicant submits that each of the new claims is also patentable over the prior art.

Applicant also amended the specification by this preliminary amendment. The amendment to the specification provides support in the specification for claims 8 and 11. No new matter is presented by this amendment.

The Examiner is invited to telephone Applicant's attorney (612-373-6977) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743

Respectfully Submitted,

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